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FBI - NEW YORK

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION**

**JAMES KITTINGER,**

**Plaintiff,**

**VS.**

**CORRECTIONS CORPORATION  
OF AMERICA, et al.,**

**Defendants.**

**Civil Action No.: 1:03-1234- B/P**

## AGREED ORDER OF DISMISSAL WITH PREJUDICE

All matters between the parties having been fully resolved and all parties being in agreement that this cause should be dismissed in its entirety, with full prejudice, the Court therefore finds that this cause should be dismissed, with full prejudice and, accordingly:


**IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED** that this cause be, and the same is hereby, dismissed against the Defendants, Corrections Corporation of America, Doctor Crants, Prison Realty Trust, Inc., Correctional Management Services Corporation, Prison Realty Management, Inc., and Prison Management Services, Inc., with prejudice as an adjudication upon the merits, and it is,


**FURTHER, ORDERED, ADJUDGED AND DECREED** that costs of this cause, including filing fees, will be paid by Plaintiff and no discretionary costs, bill of cost, expenses or any attorney fees, either by statute or contract, will be applied for or awarded by either party.

Dated: this 1<sup>st</sup> day of July, 2005.

  
J. DANIEL BREEN  
UNITED STATES DISTRICT JUDGE

**APPROVED FOR ENTRY:**

  
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COUNSEL FOR PLAINTIFF

COUNSEL FOR DEFENDANTS

**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing has been served by U.S. mail upon **Wayne A. Ritchie, II** and **Robert W. Ritchie**, Ritchie Fels & Dillard, P.C., P.O. Box 1126, Knoxville, TN 37901-1126 and **W. Gaston Fairey, LLC**, 1722 Main Street, Suite 300, Columbia, SC 29201 on June 28, 2005.

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## Notice of Distribution

This notice confirms a copy of the document docketed as number 36 in case 1:03-CV-01234 was distributed by fax, mail, or direct printing on July 6, 2005 to the parties listed.

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Honorable J. Breen  
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